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PTO/SB/21 (09-04) Approved for use through 07/31/2006. OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE nder the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. **Application Number** 10/786,298 **TRANSMITTAL** Filing Date February 26, 2004 First Named Inventor **FORM** Purcell et al. Art Unit 3671 **Examiner Name** T. Mayo (to be used for all correspondence after initial filing) Attorney Docket Number RIC03003 Total Number of Pages in This Submission **ENCLOSURES** (Check all that apply) After Allowance Communication to TC Fee Transmittal Form Drawing(s) Appeal Communication to Board Licensing-related Papers Fee Attached of Appeals and Interferences Appeal Communication to TC Petition Amendment/Reply (Appeal Notice, Brief, Reply Brief) Petition to Convert to a Proprietary Information After Final Provisional Application Power of Attorney, Revocation Status Letter Affidavits/declaration(s) Change of Correspondence Address Other Enclosure(s) (please Identify **Terminal Disclaimer** Extension of Time Request below): PTO-1449 Form (1 page); Request for Refund 4 References; and Express Abandonment Request Return Postcard. CD, Number of CD(s) Information Disclosure Statement Landscape Table on CD Certified Copy of Priority Remarks Document(s) Please charge any fees deemed necessary in connection with the filing of this paper, or at any Reply to Missing Parts/ time during the pendency of the above-noted application, to Deposit Account 13-2491. Incomplete Application Reply to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Name MCI, Inc. Signature Printed name Eden U.I. Strig Date Reg. No. 51,205 July 25, 2005 CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date

Signature

Typed or printed name

Marlyn Holt

Docket No.: RIC03003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Purcell et al.

Confirmation No.:

1949

Serial No.:

10/786,298

Art Unit:

3671

Filed: F

February 26, 2004

Examiner:

T. Mayo

Title:

Micro Trench Duct Placement

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450

Dear Sir:

In accordance with the provisions of 37 C.F.R. 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the documents listed on the attached form PTO-1449. It is respectfully requested that the documents be expressly and independently considered during the prosecution of this application, and that the documents be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

The documents listed herein are submitted under 37 C.F.R. § 1.97(e)(1), but after the mailing date of a final action under § 1.113, a notice of allowance under § 1.311, or an action that otherwise closes prosecution in the application. Therefore, this Information Disclosure Statement is accompanied by the requisite fee of \$180.00. A copy of the International Search Report is enclosed for the Examiner's convenience.

Each item of information contained in the information disclosure statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement.

Each of the documents listed on the attached form equivalent to Form PTO-1449 is in the English language.

According to the Official Gazette, October 12, 2004, the Office hereby waives the requirement under 37 CFR 1.98(a)(2)(i) for submitting a copy of each cited U.S. patent and each U.S. patent application publication for all U.S. national patent applications. Therefore no copy of any patent or patent application publication is submitted herewith.

It is respectfully requested that the documents cited in this Information Disclosure Statement be independently considered by the Examiner.

Docket No.: RIC03003

Please charge any shortage in the fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account No. 13-2491, and please credit any excess fees to such deposit account.

Respectfully submitted,

Registration No. 51,205

Date: July 25, 2005

MCI, Inc. 1133 19th Street, NW Washington, DC 20036 Phone: 202 736-6008

Fax: 202-736-6382

| (REV. 7-80) | U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE | | | ATTY. DOCKET NO. | | SERIAL NO. | | |
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| (Use several sheets if necessary) | | | | | | | | |
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| U.S. PATENT DOCUMENTS | | | | | | | | |
| * EXAMINER INITIAL | DOCUMENT NUMBER | DATE | | NAME CLASS | | SUBCLASS | FILING DATE (IF APPROPRIATE) | |
| | 2003/210958 | 11/2003 | Klaus | | | | | |
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| | 197 15 213 | 10/1998 | Germany | | | | | |
| | 2 750 717 | 01/1998 | France | | | | | |
| | 1 188 864 | 03/2002 | Europe | | | | | |
| | 197 26 880 | 01/1999 | Germany | | | | | |
| | OTHER DOO | LIMITATIVE : | | | | <u> </u> | | <u> </u> |
| OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.) | | | | | | | | |
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| *EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. | | | | | | | | |